IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CONTEMPT PETITION NO. 247 OF 2004

Navjeevan Education Charitable Trust & Ors ...Petitioners

Versus

The Maharashtra Housing and Area Development Board & Ors. ...Respondents

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Mr. Devendra Sharma, counsel for Petitioner
Mr. V.A. Gangal Sr. counsel with Mr. C.R. Sonwane, A.G.P. for Respondent Nos. 1 and 2.
Mr. S.R. Borulkar, counsel for Respondent No.4.

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CORAM: B. H. MARLAPALLE, J.
DATED: 15TH FEBRUARY, 2005

P. C.:-

1. Heard Mr. Sharma, the learned counsel for the petitioners. It is alleged by the petitioners that the orders passed by the City Civil Court in Notice of Motion have been violated by the respondents. If that be so, the allegations could be more efficaciously examined by the trial Court itself if the petitioners take out the proceedings under Order XXXIX Rule 2-A of Civil Procedure Code.

2. Hence, the contempt petition is disposed of as withdrawn with liberty to approach the trial Court under Order XXXIX Rule 2-A of C.P.C.

3. Certified copy is expedited.